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1 2 3 4 5	PHILLIP A. TALBERT Acting United States Attorney JEFFREY A. SPIVAK Assistant U.S. Attorney 2500 Tulare Street, Suite 4401 Fresno, California 93721 Telephone: (559) 497-4000 Attorneys for Plaintiff	
6	LIMITED STAT	TES DISTRICT COLIDT
7	UNITED STATES DISTRICT COURT	
8	EASTERN DISTRICT OF CALIFORNIA	
9		
10	UNITED STATES OF AMERICA,	Case No. 1:20-mj-00124-SAB
11	Plaintiff,	MOTION AND ORDER FOR DISMISSAL
12	V.	WITHOUT PREJUDICE
13	KYLE J. RUTKAUSKI,	
14	Defendant.	
15		
16	The United States of America, by and th	rough Phillip A. Talbert, Acting United States Attorney,
17	and Jeffrey A. Spivak, Assistant United States Attorney, pursuant to Rule 48(a) of the Federal Rules of	
18	Criminal Procedure, moves to dismiss this case in the interest of justice without prejudice.	
19	Criminal Frocedure, moves to dismiss and case.	in the interest of justice without projudice.
20	DATED: August 10, 2021	Respectfully submitted,
21		PHILLIP A. TALBERT
22	D. D.	Acting United States Attorney
23	Ву	JEFFREY A. SPIVAK
24		Assistant U.S. Attorney
25		
26		
27		

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ORDER

IT IS HEREBY ORDERED that this case is dismissed in the interest of justice without prejudice.

4 IT IS SO ORDERED.

5 Dated

Dated: **August 10, 2021**

UNITED STATES MAGISTRATE JUDGE

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